

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CARRIE M. HALL,

Plaintiff,

V.

DOUGLAS COLE *et al.*,

Defendants.

Case No. C08-5131RJB/JKA

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court, having reviewed the Report and Recommendation of Magistrate Judge J. Kelley Arnold (Dkt 37), and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Plaintiff did not exhaust her administrative remedies. She refused to be interviewed and the grievance was administratively withdrawn. This case should be **DISMISSED WITHOUT PREJUDICE**.
- (3) The Clerk is directed to send copies of this Order to plaintiff, counsel for defendants, and to the Hon. J. Kelley Arnold.

DATED this 3rd day of December, 2008.

Robert J. Bryan
ROBERT J. BRYAN
United States District Judge